

¹ Sloan asserts that the government failed to prove he committed his federal offense on property under the control of the federal government.

§ 2255(h). The defendant previously filed a § 2255 motion concerning this same conviction and sentence. *Sloan v. United States*, Case No. 7:03CV00783 (W.D. Va. Apr. 30, 2004), appeal dismissed for failure to prosecute, No. 04-6879 (4th Cir. Sept. 29, 2004). Because the defendant offers no indication that he has obtained certification from the court of appeals to file a second or successive § 2255 motion, I must dismiss his current action without prejudice.

A separate Final Order will be entered herewith.

DATED: September 27, 2012

/s/ James P. Jones
United States District Judge